

**Motor Carrier Group Chairman's Factual Report
HWY-05-MH035**

**Attachment #8: Texas DPS Educational Review
(8 Pages)**



US DOT #:
0199729

LEGAL:

GLOBAL TOURS & CHARTERS

OPERATING (DBA):

PHYSICAL ADDRESS: 1708 N JACKSON
COUNTY: 215 PHARR, TX, 78577

MAILING ADDRESS: 1708 N JACKSON
COUNTY: 215 PHARR, TX, 78577

ICC #: 199729

FEDERAL TAX ID #:

PHONE: (956)686-4960

FAX #:

E-MAIL:

TOLL FREE:

REVIEW

TYPE: CR

STATUS: Update

PLACE: Principal Office

CENSUS
TYPE: Carrier

BUSINESS: Individual

OPERATION TYPE

CARRIER OPERATION:

SHIPPER OPERATION:

INTERSTATE

Non-HM

N/A

INTRASTATE

Non-HM

N/A

OIC: 48

STATE #: S171958

TERRITORY:

STATE ID: TX005170405C

CARRIER CLASSIFICATION:

(A)

Authorized

CARGO CLASSIFICATION:

(M)

Passengers

EQUIPMENT:

TRUCK

TRUCK
TRACTOR

TRAILER

HM TANK
TRUCK

HM TANK
TRAILER

MOTOR
COACH

SCHOOL
BUS

LIMO

PASS.
VAN

OWNED

TERM LEASED

TRIP LEASED

DRIVERS:

INTER

INTRA

Avg. Trip Leased Drivers/Mo.:

<100 Miles:

Total Drivers:

9

>= 100 Miles:

1

8

CDL Drivers:

9

Does carrier transport placardable
quantities of HM?

No

QUESTIONS regarding this report or the Federal Motor Carrier Safety or
Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

This report will be used to assess your safety compliance.

PERSON(S) INTERVIEWED: JAMES MAPLES

TITLE(S): OWNER

REPORTED BY

TITLE: OR INVESTIGATOR

CODE: TX9762

DATE: 04/10/2002

RECEIVED BY

TITLE: owner

MCS-151/CR CAPRI Version 4.32

PART A

Printed 04/10/2002 9:05 AM

**COMPLIANCE GLOBAL TOURS & CHARTERS**

REVIEW USDOT: 0199729

DATE: 04/10/2002

PAGE: 1

PART B**1**
FEDERAL
ACUTE

PRIMARY: 382.115(a)

**NUMBER
FOUND**

1

**NUMBER
CHECKED**

1

**DRIVERS/VEHICLES
IN VIOL CHKD****DESCRIPTION:**

Failing to implement an alcohol and/or controlled substances testing program.

EXAMPLE:

Salvador Avalos drove on 11/08/01.

2
FEDERAL

PRIMARY: 391.23(a)

**NUMBER
FOUND**

1

**NUMBER
CHECKED**

5

**DRIVERS/VEHICLES
IN VIOL CHKD**

1

5

DESCRIPTION:

Failing to investigate driver's background.

EXAMPLE:

Salvador Avalos drove on 11/08/01.

3
FEDERAL

PRIMARY: 391.51(b)(1)

**NUMBER
FOUND**

2

**NUMBER
CHECKED**

5

**DRIVERS/VEHICLES
IN VIOL CHKD**

2

5

DESCRIPTION:

Failing to maintain driver's employment application in driver's qualification file.

EXAMPLE:

Salvador Avalos drove on 3/10/02.

4
FEDERAL
CRITICAL

PRIMARY: 391.51(b)(2)

**NUMBER
FOUND**

5

**NUMBER
CHECKED**

5

**DRIVERS/VEHICLES
IN VIOL CHKD**

5

5

DESCRIPTION:

Failing to maintain inquiries into driver's driving record in driver's qualification file.

EXAMPLE:

Salvador Avalos drove on 3/10/02.

RECEIVED BY

TITLE: *owner*

MCS-151/CR CAPR Version 4.32

PART B

Printed: 04/10/2002

9:07 AM



COMPLIANCE GLOBAL TOURS & CHARTERS

REVIEW USDOT: 0199729

DATE: 04/10/2002

PAGE: 2

PART B

5 PRIMARY: 395.8(a)
FEDERAL
CRITICAL

NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
33	150	2	5

DESCRIPTION:

Failing to require driver to make a record of duty status.

EXAMPLE:

Salvador Avalos drove on 4/1/02.

6 PRIMARY: 395.8(f)
FEDERAL

NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
80	150	3	5

DESCRIPTION:

Failing to require driver to prepare record of duty status in form and manner prescribed.

EXAMPLE:

Salvador Avalos drove on 3/23/2002.

7 PRIMARY: 396.3(c)
FEDERAL

NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
5	5	5	5

DESCRIPTION:

Failing to retain records of inspection and maintenance for 1 year, or for 6 months after a vehicle is no longer controlled.

EXAMPLE:

Unit 777 was used in commerce on 12/5/01.

8 PRIMARY: 396.25(e)
FEDERAL

NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
1	1		

DESCRIPTION:

Failing to retain evidence of brake inspector's qualifications.

EXAMPLE:

Vehicle with license plate (T82053) was used in commerce on 10/21/01.
Motor Carrier did not have brake inspector's qualifications on file.

RECEIVED BY:

TITLE: *owner*



COMPLIANCE GLOBAL TOURS & CHARTERS

REVIEW USDOT: 0199729

DATE: 04/10/2002

PAGE: 3

PART B

SAFETY FITNESS RATING INFORMATION:

Total Miles Operated: 447,000
Recordable Crashes 0

OOS Vehicles (CR) : 0
of Vehicles Inspected (CR) : 0
OOS Vehicles (MCMIS) : 0
of Vehicles Inspected (MCMIS) : 1

This Review is not Rated.

RECEIVED BY

MCS-151/CR CAPRI version 4.32

TITLE: *over*

PART B

Printed: 04/10/2002

9:07 AM



COMPLIANCE GLOBAL TOURS & CHARTERS

REVIEW

USDOT: 0199729

DATE: 04/10/2002

PAGE: 1

Requirements and/or Recommendations

- 1 Ensure all drivers are fully and properly qualified before operating in interstate/intrastate commerce. Maintain a complete file for each driver documenting the qualification process.
- 2 Ensure all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by Part 382 of the FMCSR.
- 3 Require all drivers to prepare complete, accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
- 4 Ensure all vehicles are systematically repaired and maintained. Establish a complete file for each vehicle, recording all repair, maintenance and inspection operations performed.
- 5 Review with your drivers periodically the procedures for doing pre-trip and post-trip inspections. Ensure that safety defects reported by drivers on their Vehicle Inspection Reports (VIR) are repaired before the vehicle is redispached. Require drivers to prepare Vehicle Inspection Reports on a daily basis. Keep them on file for 90 days.
- 6 Within 15 days, send a letter to our office describing what actions you have taken in response to this review to ensure you are complying with the Federal Motor Carrier Safety Regulations.
- 7 If you have any questions concerning this report, please contact the Federal Highway Administration, Office of Motor Carriers, and/or The Texas Department of Public Safety License & Weight Service 1414 N. Bicentennial Mcallen, Tx 78501 (956)984-5688

RECEIVED BY:

TITLE:

Owner

**INTRA-AGENCY GLOBAL TOURS & CHARTERS**

MEMORANDUM USDOT: 0199729

DATE: 04/10/2002

PAGE: 1

PART C

Reason for Review: Other

EDUCATIONAL CONTACT

Planned Action: Compliance Monitoring

Parts Reviewed Certification (C = Reviewed, N = Not Reviewed)

325	382	383	387	390	391	392	393	395	396	397	398	399	171	172	173	177	178	180
N	C	C	C	C	C	C	C	C	C	N	N	N	N	N	N	N	N	N

Prior Reviews**Prosecutions****Followup****Special Studies**

State

1)

Locator 1: GLOBALTOURS&CHART Locator 2: CHARTERS&TOURSGLO

Gross Revenue:

For Year Ending: 12/31/2001

Unsat/Unfit Information

Does Passenger Vehicle transport more than 15 passengers, including driver? 2. Yes - Intrastate

Does carrier transport placardable quantities of HM?

Unsat/Unfit Rule: 4. 60-Day - no Interstate Passengers or Placardable HM

Remarks:

This review will be classified as an "Educational Contact" as requested by Texas Department of Public Safety Motor Carrier Bureau. The Motor Carrier will not receive a Rating or Enforcement action.

The review was conducted at the business office of Global Tours, with Mr. James Maples (owner). Global Tours operates approximately (7) Buses in intrastate and Interstate commerce. Global has been in business approximately 20 years. Global primarily provides tours throughout Texas and occasionally to other states.

All information and documentation was provided by James Maples and his staff.

The review revealed several violations and are documented as follows:

Part 382

In reference to the Drug & Alcohol Program, Global Tours did not require their drivers to undergo random testing within the last previous calendar year as required in accordance with the Federal Regulations.

Mr. Maples stated that he had a program in place but failed to send his drivers to be tested due to the high turnover rate of drivers.

Part 391

In reference to the Driver Qualification files, each driver file which was reviewed had different discrepancies. The files overall were not complete and did not meet the federal regulation requirements.

Each discrepancy was listed in Part B of this report.

**INTRA-AGENCY GLOBAL TOURS & CHARTERS****MEMORANDUM USDOT: 0199729****DATE: 04/10/2002****PAGE: 2****PART C****Part 395**

In reference to the Hours of Service, Global Tours has several drivers who log only when they make their trips however, they did not maintain any records for the other days. Global Tours also has drivers who are classified as occasional drivers who operate only for certain tours. Global also did not have any evidence of the drivers prior 7 days of duty before they drove. All violations in part 395 were documented in part B of the report.

Part 396

In reference to the Maintenance Files, Global Tours did have records of maintenance for their vehicles. However, the records that Global kept were only for a few months not a full year as required by the regulations.

In reference to the vehicles brake inspections, Mr. Maples stated that the brakes for the vehicles were serviced and repaired there at the facility. However, Global Tours did not have evidence of the Brake Inspector's qualifications on file. All violations in Part 396 were documented in Part B of the report.

ADDITIONAL COMMENTS:

Global Tours has been in business over 20 years and is familiar with the requirements of the Federal Regulations as well as State laws. Global Tours had several discrepancies that could be corrected or prevented if they practice good safety standards. Global Tours did not present any logical reason for not meeting the requirements set forth by the Federal Motor Carrier Safety Regulations. Mr. Maples was strongly advised that Global Tours must comply immediately with all requirements of the regulations especially since thier business is transporting passengers.

A follow up compliance review is recommended.

Principal Reviewer Signature**Code No.**

TX9762

Upload Authorized: YES NO**Authorized by:****Date:****Assistant Reviewer Signature****Code No.****Uploaded: YES NO****Failure Code:****Verified by:****Date:**